Patrick Dawson BAILEY Appl. No. 10/585,864

Atty. Ref.: 39-326 Amendment

November 5, 2008

AMENDMENTS TO THE CLAIMS:

Please amend the claims as follows:

Claim 1. (Canceled)

 (Currently Amended) The drug conjugate of claim 28A compound according to claim 4, wherein the compound is adapted to, or is capable of carrying or transporting a drug-preferably in vivo.

 (Currently Amended) The drug conjugate of claim 28A compound according to claim 1, wherein the compound is adapted to be transported by a PepT1 protein or a PepT2 protein.

 (Currently Amended) The drug conjugate of claim 28A-compound according to claim 1, wherein the thiopeptide comprises at least two amino acids or derivatives or analogues thereof.

 (Currently Amended) The drug conjugate of claim 28A compound according to claim 1, wherein the compound comprises a thiodipeptide or a thiotripeptide or derivatives or analogues thereof.

 (Currently Amended) <u>The drug conjugate of claim 28A compound according</u> to claim 1, wherein the compound comprises a serine, aspartate or glutamate residue as a C-terminal residue.

 (Currently Amended) The drug conjugate of claim 28A-compound according to-claim 4, wherein the thiopeptide comprises at least one thio group, which thio group is attached at, or towards, an N-terminal thereof. Patrick Dawson BAILEY Appl. No. 10/585,864 Atty. Ref.: 39-326 Amendment November 5, 2008

(Currently Amended) The drug conjugate of claim 28A compound according to claim 4, wherein the compound has formula I:-

$$H_2N - CR^1R^2 - CS - NR^3 - CR^4R^5 - COX$$
 (I)

wherein R¹, R², R³, R⁴, and R⁵ are independently selected from a group consisting of a hydrogen; a linear or branched alkyl group; a dialkyl group; a N-alkyl group; and a side chain group of an amino acid residue; and wherein X is independently selected from a hydroxyl group; an amino acid residue; an amide; an amide link to a third residue; a peptide; and a thiopeptide.

(Currently Amended) The drug conjugate of claim 28A compound according to claim 4, wherein the compound has formula II:-

$$H_2N - CHR^1 - CS - NH - CHR^4 - COOH$$
 (II)

wherein R¹, and R⁴ are independently selected from a group consisting of a hydrogen; a linear or branched alkyl group; an alkyl chain attached to other functional groups; and a side chain group of an amino acid residue.

- 10. (Currently Amended) The drug conjugate of claim 9A compound according to claim 9, wherein the functional group includes amine; amide; ester; acid; alcohol; ether; thiol; thioether; and aryl, or aromatic compound.
- (Currently Amended) The drug conjugate of A compound according to claim
 wherein R⁴ is adapted to be attached to a drug molecule.
- 12. (Currently Amended) The drug conjugate of A compound according to any claim 8, wherein R⁴ comprises an alcohol or a carboxylic acid group.

Amendment

November 5, 2008

13. (Currently Amended) The drug conjugate of A compound according to any claim 8, wherein R4 comprises an alkyl chain attached to an alcohol or a carboxylic acid group.

14. (Currently Amended) The drug conjugate of A compound according to any one of claims 13, wherein the alkyl group or alkyl chain comprises a C₁-C₂₀ chain.

15. (Currently Amended) The drug conjugate of A compound according to claim 8, wherein R⁴ is an amino acid side chain group comprising an alcohol or a carboxylic acid group.

16. (Currently Amended) The drug conjugate of A compound according to claim 8, wherein R⁴ is a side chain group of any amino acid residue.

17. (Currently Amended) The drug conjugate of A compound according to claim 8, wherein R⁴ is a side chain group of an amino acid side chain group independently selected from a group consisting of serine; threonine; glutamic acid; aspartic acid; and tyrosine.

18. (Currently Amended) The drug conjugate of A compound according to any claim 8, wherein R⁴ is a side chain group of serine; glutamic acid; or aspartic acid.

19. (Currently Amended) The drug conjugate of A compound according to any claim 8, wherein R⁴ comprises a spacercomprising spacing means, which spacing means-is constructed and arranged [[adapted]] to distance the drug [[away]] from the thiopeptide when bound thereto.

20. (Currently Amended) The drug conjugate of A compound according to claim 19, wherein the spacer spacing means-comprises an alkyl chain, or an alkyl chain

Amendment

November 5, 2008

incorporating ether, amino, ester, amide or carbonyl groups, with a terminal group

appropriate functionalisation at it's termini-for attachment to the thiopeptide compound

and the drug[[molecule]].

21. (Currently Amended) The drug conjugate of A compound according to claim

19, wherein the spacer spacing means comprises [-CH₂-]_n, wherein the value of n is an

integer of at least 1.

22. (Currently Amended) The drug conjugate of A compound according to claim

19, wherein the $\underline{\text{spacerspacing-means}}$ comprises [-CH2-O-CH2-]n, wherein n is an

integer of at least one.

23. (Currently Amended) The drug conjugate of A compound according to claim

8, wherein R¹ comprises a side chain group of any amino acid residue.

24. (Currently Amended) The drug conjugate of A compound according to claim

23, wherein the amino acid side chain group of R¹ is independently selected from a

group consisting of (i) H (glycine); (ii) Me (alanine); (iii) CH₂Ph (phenylalanine); (iv)

CHMe₂ (valine); (v) CH₂OH (serine); (vi) CH₂SH (cysteine); (vii) CH₂CO₂H (aspartate);

(viii) CH₂CONH₂ (asparagine); and (ix) (CH₂)₄NH₂ (lysine).

25. (Currently Amended) The drug conjugate of claim 28A compound according

to claim 1, wherein a functional group to which a drug is attached is protected by a

protection group.

Claim 26. (Canceled)

- 5 -

1401749

Amendment

November 5, 2008

27. (Currently Amended) The drug conjugate of claim 28A drug carrier according

to claim 26, wherein the thiopeptide, or derivative or analogue thereof comprises the

thiopeptide, or derivative or analogue of said compoundthereof according to claim 1.

28. (Currently Amended) A drug conjugate comprising a drug, which drug is

linked to a compound-according to claim 1, or a drug carrier, said compound comprising

a thiopeptide, or derivative or analogue thereof, the thiopeptide comprising a C-terminal

carboxylic acid group, and a functional group for attachment to a drug, characterised in

that the compound is adapted to carry or transport a drug, and said carrier comprising a

thiopeptide, or derivative or analogue thereof.

29. (Original) A drug conjugate according to claim 28, wherein attachment of the

drug to the compound or drug carrier is by means of an ester linkage, ether linkage or

an amide linkage.

30. (Previously Presented) A drug conjugate according to claim 28, wherein

attachment of the drug occurs at residue 1 or 2 of the compound or drug carrier.

31. (Previously Presented) A drug conjugate according to claim 28, wherein the

compound or the drug carrier is capable of being released or detached from the drug

molecule.

32. (Currently Amended) A drug conjugate according to claim 28, in the form of

for use as a medicament.

Claim 33. (Canceled)

34. (Currently Amended) An assay adapted to detect transportation of a

conjugate according to claim 28 from a first side of a membrane to a second side of a

- 6 -

1401749

Amendment

November 5, 2008

membrane, the assay comprising a detector constructed and arranged detection means

adapted to detect the presence of the conjugate on first and second sides of the

membrane.

35. (Currently Amended) An assay according to claim 34, wherein the detector is

constructed and arranged for detecting detection means is adapted to detect-UV

absorption of the thiopeptide.

36. (Currently Amended) A method of treating an individual with a drug, the

method comprising administering to an individual in need of such treatment a conjugate

according to claim 28 comprising said drug.

Claim 37. (Canceled)

Claim 38. (Canceled)

Claim 39. (Canceled)

40. (new) The drug conjugate of claim 28 wherein the drug is selected from the

group consisting of an antibiotics, an anticancer drug, an antihistamine, an

antihypertensive, an anti-inflammatory, an antimalarial, an antiviral, a beta blocker, a

bronchodilator, a cholersterol lowering agent, a CNS drug, a sedative, and a steroid.

41. (new) The drug conjugate of claim 28 wherein the drug is selected from the

group consisting of oxazepam, lorazepam and temazepam.

-7-

1401749